IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE SIDE

WRIT PETITION NO. 4729 OF 2007

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders.

Court's or Judge's orders

Mr. K.H. Giri for Petitioner.

Mr. Girish Kulkarni i/by Ms. Swati Deshpande for Respondents.

CORAM : F.I. REBELLO &
R.M. SAVANT,JJ.
DATED : JUNE 22, 2007

P.C.

. This seems to be dishonest attempt by the Petitioners' father to obtain domicile certificate from Daman to deprive resident students of Daman for a seat in the professional course. From the order passed by the Officer, it is clear that in the school records the Petitioner has shown her residence as 15, Parvati Sadan, Ajit Nagar, Chala, Vapi, Gujarat. The Petitioner was born in the State of Gujarat. The order indicates that what was shown by the Petitioners' father as his residence in Daman, in fact belongs to his brother and from the local enquiry it was found that

one Shashikant Mehta and Mr. Rajesh S. Mehta were residing. Other documentary evidence on record which was considered, clearly indicate that the Petitioner's father all times was residing at Vapi in state of Gujarat. Merely because the Petitioner may have prosecuted her studies in Daman would not entitled her to the domicile certificate as contemplated by the brochure which requires continuous residence for last 12 years. Also because the Petitioner's father obtained ration card and had his name in the electoral roll in Daman, would be of no consequence as the Petitioner's father and her family had a ration card in Vapi as also their names in the electoral roll. This would be also indicative of the fact that the Petitioner's father had no intention to change his residence by surrendering his residence in the State of Gujarat and obtaining new residence in the Union Territory of Daman.

. We therefore, find no case for interference, Petition rejected.

(R.M.SAVANT,J.) **(F.I. REBELLO,J.)**